

(1) IN GENERAL.—Not later than one year after the date of the enactment of this Act, the Secretary of Veterans Affairs shall submit to the Committee on Veterans' Affairs of the Senate and the Committee on Veterans' Affairs of the House of Representatives a report on the Veterans Integration to Academic Leadership program of the Department of Veterans Affairs.

(2) CONTENTS.—The report required by paragraph (1) shall include the following:

(A) The number of medical centers of the Department, institutions of higher learning, noncollege degree programs, and student veterans supported by the program, and relevant trends since the program began.

(B) The staff and resources allocated to the program, and relevant trends since the program began.

(C) An assessment of the outcomes and effectiveness of the program in—

- (i) supporting student veterans;
- (ii) connecting student veterans to needed services of the Department or services provided by non-Department entities;
- (iii) addressing the mental health needs of student veterans;
- (iv) lowering the suicide risk of student veterans; and
- (v) helping student veterans achieve educational goals.

(D) An assessment of barriers to expanding the program and how the Secretary intends to address such barriers.

(E) An assessment of whether the program should be expanded outside of the Office of Mental Health and Suicide Prevention to support students veterans with needs unrelated to mental health or suicide.

(b) UNIFORM BEST PRACTICES, GOALS, AND MEASURES.—The Secretary shall establish best practices, goals, and measures for the Veterans Integration to Academic Leadership program of the Department that are uniform among the medical centers of the Department.

(c) OUTREACH.—The Secretary shall conduct outreach among the Armed Forces, veterans service organizations, institutions of higher learning, and non-college degree programs with respect to the Veterans Integration to Academic Leadership program of the Department.

(d) ASSESSMENT.—The Secretary shall assess the feasibility and advisability of including the suicide rate for student veterans in the National Veteran Suicide Prevention Annual Report of the Office of Mental Health and Suicide Prevention of the Department.

(e) DEFINITIONS.—In this section:

(1) INSTITUTION OF HIGHER LEARNING.—The term “institution of higher learning” has the meaning given that term in section 3452 of title 38, United States Code.

(2) STUDENT VETERAN.—The term “student veteran” means the following:

(A) A veteran or member of the Armed Forces using educational assistance under any of the following provisions of law:

(i) Chapter 30, 31, 32, or 33 of title 38, United States Code, or chapter 1606 or 1607 of title 10, United States Code.

(ii) Section 116 of the Harry W. Colmery Veterans Educational Assistance Act of 2017 (Public Law 115-48; 38 U.S.C. 3001 note).

(iii) Section 8006 of the American Rescue Plan Act of 2021 (Public Law 117-2; 38 U.S.C. 3001 note prec.).

(B) A veteran who is enrolled in an institution of higher learning or other training program, without regard to whether the veteran is using educational assistance specified in subparagraph (A).

## AMENDMENTS SUBMITTED AND PROPOSED

SA 4885. Mr. HAGERTY submitted an amendment intended to be proposed by him to the bill S. 610, to address behavioral health and well-being among health care professionals; which was ordered to lie on the table.

SA 4886. Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill S. 1605, to designate the National Pulse Memorial located at 1912 South Orange Avenue in Orlando, Florida, and for other purposes; which was ordered to lie on the table.

SA 4887. Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill S. 1605, supra; which was ordered to lie on the table.

SA 4888. Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill S. 1605, supra; which was ordered to lie on the table.

SA 4889. Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill S. 1605, supra; which was ordered to lie on the table.

SA 4890. Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill S. 1605, supra; which was ordered to lie on the table.

SA 4891. Mr. MANCHIN (for himself, Mrs. CAPITO, Mrs. HYDE-SMITH, Mr. ROMNEY, Mr. COTTON, Mrs. BLACKBURN, Mr. TESTER, Mr. CRUZ, and Ms. DUCKWORTH) submitted an amendment intended to be proposed by him to the bill S. 1605, supra; which was ordered to lie on the table.

SA 4892. Mrs. GILLIBRAND submitted an amendment intended to be proposed by her to the bill S. 1605, supra; which was ordered to lie on the table.

## TEXT OF AMENDMENTS

SA 4885. Mr. HAGERTY submitted an amendment intended to be proposed by him to the bill S. 610, to address behavioral health and well-being among health care professionals; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

### SEC. \_\_\_\_ FINDINGS AND SENSE OF THE SENATE REGARDING PRESERVATION OF THE RIGHTS OF SENATORS.

(a) FINDINGS.—Congress finds the following:

(1) The Senate is the world's greatest deliberative body because of its protection of the right of its Members to engage in full, robust, and extended debate with respect to legislation.

(2) The Senate plays a unique role in the American legislative process.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that—

(1) Senators strongly oppose any effort to curtail the existing rights and prerogatives of Members to engage in full, robust, and extended debate as legislation is considered before the Senate in the future;

(2) Senators support efforts to preserve existing rules, practices, and traditions as they pertain to the right of Members to engage in extended debate on legislation before the Senate;

(3) while a variety of opinions exist among Senators regarding the appropriateness of limiting debate when the Senate is considering judicial and executive branch nominees, Senators are determined to preserve the ability of Members to engage in extended debate when bills are being considered on the Senate floor; and

(4) Senators are steadfastly committed to ensuring this great American institution continues to serve as the world's greatest deliberative body.

SA 4886. Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill S. 1605, to designate the National Pulse Memorial located at 1912 South Orange Avenue in Orlando, Florida, and for other purposes; which was ordered to lie on the table; as follows:

At the end add the following:

### SEC. \_\_\_\_ EFFECTIVE DATE.

This Act shall take effect on the date that is 6 days after the date of enactment of this Act.

SA 4887. Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill S. 1605, to designate the National Pulse Memorial located at 1912 South Orange Avenue in Orlando, Florida, and for other purposes; which was ordered to lie on the table; as follows:

On page 1, line 3, strike “6 days” and insert “5 days”.

SA 4888. Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill S. 1605, to designate the National Pulse Memorial located at 1912 South Orange Avenue in Orlando, Florida, and for other purposes; which was ordered to lie on the table; as follows:

At the end add the following:

### SEC. \_\_\_\_ EFFECTIVE DATE.

This Act shall take effect on the date that is 7 days after the date of enactment of this Act.

SA 4889. Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill S. 1605, to designate the National Pulse Memorial located at 1912 South Orange Avenue in Orlando, Florida, and for other purposes; which was ordered to lie on the table; as follows:

On page 1, line 3, strike “7” and insert “6”.

SA 4890. Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill S. 1605, to designate the National Pulse Memorial located at 1912 South Orange Avenue in Orlando, Florida, and for other purposes; which was ordered to lie on the table; as follows:

On page 1, line 1, strike “6” and insert “8”.

SA 4891. Mr. MANCHIN (for himself, Mrs. CAPITO, Mrs. HYDE-SMITH, Mr. ROMNEY, Mr. COTTON, Mrs. BLACKBURN, Mr. TESTER, Mr. CRUZ, and Ms. DUCKWORTH) submitted an amendment intended to be proposed by him to the bill S. 1605, to designate the National Pulse Memorial located at 1912 South Orange Avenue in Orlando, Florida, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title X, add the following:

### SEC. 1054. HONORING HERSEL WOODROW “WOODY” WILLIAMS AS THE LAST SURVIVING MEDAL OF HONOR RECIPIENT OF WORLD WAR II.

(a) USE OF ROTUNDA.—Upon his death, Hershel Woodrow “Woody” Williams, who is

the last surviving recipient of the Medal of Honor for acts performed during World War II, shall be permitted to lie in state in the rotunda of the United States Capitol if he or his next of kin so elects.

(b) **IMPLEMENTATION.**—The Architect of the Capitol, under the direction of the President pro tempore of the Senate and the Speaker of the House of Representatives, shall take the necessary steps to implement subsection (a).

**SA 4892.** Mrs. GILLIBRAND submitted an amendment intended to be proposed by her to the bill S. 1605, to designate the National Pulse Memorial located at 1912 South Orange Avenue in Orlando, Florida, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle D of title V, add the following:

**PART 4—MILITARY JUSTICE IMPROVEMENT AND INCREASING PREVENTION**

**SEC. 539I. SHORT TITLE.**

This part may be cited as the “Military Justice Improvement and Increasing Prevention Act of 2021”.

**SEC. 539J. IMPROVEMENT OF DETERMINATIONS ON DISPOSITION OF CHARGES FOR CERTAIN OFFENSES UNDER UCMJ WITH AUTHORIZED MAXIMUM SENTENCE OF CONFINEMENT OF MORE THAN ONE YEAR.**

(a) **IMPROVEMENT OF DETERMINATIONS.**—

(1) **MILITARY DEPARTMENTS.**—With respect to charges under chapter 47 of title 10, United States Code (the Uniform Code of Military Justice), that allege an offense specified in subsection (b) and not excluded under subsection (c), the Secretary of Defense shall require the Secretaries of the military departments to provide as described in subsection (d) for the determinations as follows:

(A) Determinations under section 830 of such chapter (article 30 of the Uniform Code of Military Justice) on the referral of charges.

(B) Determinations under section 830 of such chapter (article 30 of the Uniform Code of Military Justice) on the disposition of charges.

(C) Determinations under section 834 of such chapter (article 34 of the Uniform Code of Military Justice) on the referral of charges.

(2) **HOMELAND SECURITY.**—With respect to charges under chapter 47 of title 10, United States Code (the Uniform Code of Military Justice), that allege an offense specified in subsection (b) and not excluded under subsection (c) against a member of the Coast Guard (when it is not operating as a service in the Navy), the Secretary of Homeland Security shall provide as described in subsection (d) for the determinations as follows:

(A) Determinations under section 830 of such chapter (article 30 of the Uniform Code of Military Justice) on the referral of charges.

(B) Determinations under section 830 of such chapter (article 30 of the Uniform Code of Military Justice) on the disposition of charges.

(C) Determinations under section 834 of such chapter (article 34 of the Uniform Code of Military Justice) on the referral of charges.

(3) **RULE OF CONSTRUCTION.**—This section shall not be construed to terminate or otherwise alter the authorities enumerated in any articles of the Uniform Code of Military Justice other than articles 30 and 34 (10 U.S.C. 830, 834).

(b) **COVERED OFFENSES.**—An offense specified in this subsection is an offense as follows:

(1)(A) Offenses under the following sections of chapter 47 of title 10, United States Code (the Uniform Code of Military Justice), for which the maximum punishment authorized under that chapter includes confinement for more than one year: sections 893a, 917a, 918, 919, 919a, 919b, 920, 920a, 920b, 920c, 921, 921a, 921b, 922, 924, 924a, 924b, 925, 926, 927, 928(b) and (c), 928a, 928b, 930, 931, 931a, 931b, 931c, 931d, 931e, 931f, 931g, and 932 (articles 93a, 117a, 118, 119, 119a, 119b, 120, 120a, 120b, 120c, 121, 121a, 121b, 122, 124, 124a, 124b, 125, 126, 127, 128(b) and (c), 128a, 128b, 130, 131, 131a, 131b, 131c, 131d, 131e, 131f, 131g, and 132, respectively, of the Uniform Code of Military Justice).

(B) The offenses of child pornography, negligent homicide, indecent conduct, indecent language communicated to any child under the age of 16 years, and pandering and prostitution, as punishable under the general punitive article in 934 of such title (article 134 of the Uniform Code of Military Justice).

(2) A conspiracy to commit an offense specified in paragraph (1) as punishable under section 881 of title 10, United States Code (article 81 of the Uniform Code of Military Justice).

(3) A solicitation to commit an offense specified in paragraph (1) as punishable under section 882 of title 10, United States Code (article 82 of the Uniform Code of Military Justice).

(4) An attempt to commit an offense specified in paragraph (1) as punishable under section 880 of title 10, United States Code (article 80 of the Uniform Code of Military Justice).

(c) **EXCLUDED OFFENSES.**—Subsection (a) does not apply to an offense as follows:

(1) An offense under sections 883 through 917 of title 10, United States Code (articles 83 through 117 of the Uniform Code of Military Justice), but not an offense under section 893a of such title (article 93a of the Uniform Code of Military Justice).

(2) An offense under section 922a, 923, 923a, or 928(a) of title 10, United States Code (articles 122a, 123, 123a, and 128(a) of the Uniform Code of Military Justice).

(3) An offense under section 933 or 934 of title 10, United States Code (articles 133 and 134 of the Uniform Code of Military Justice), but not the offense of child pornography, negligent homicide, indecent conduct, indecent language communicated to any child under the age of 16 years, or pandering and prostitution as punishable under the general punitive article in section 934 of such title (article 134 of the Uniform Code of Military Justice).

(4) A conspiracy to commit an offense specified in paragraphs (1) through (3) as punishable under section 881 of title 10, United States Code (article 81 of the Uniform Code of Military Justice).

(5) A solicitation to commit an offense specified in paragraphs (1) through (3) as punishable under section 882 of title 10, United States Code (article 82 of the Uniform Code of Military Justice).

(6) An attempt to commit an offense specified in paragraphs (1) through (3) as punishable under section 880 of title 10, United States Code (article 80 of the Uniform Code of Military Justice).

(d) **REQUIREMENTS AND LIMITATIONS.**—The disposition of charges covered by subsection (a) shall be subject to the following:

(1) The determination whether to cause charges to be preferred or refer such charges to a court-martial for trial, as applicable, shall be made by a commissioned officer of the Armed Forces designated as a court-martial convening authority in accordance with regulations prescribed for purposes of this subsection from among commissioned offi-

cers of the Armed Forces in grade O-6 or higher who—

(A) are available for detail as trial counsel under section 827 of title 10, United States Code (article 27 of the Uniform Code of Military Justice);

(B) have significant experience in trials by general or special court-martial; and

(C) are outside the chain of command of the member subject to such charges.

(2) Upon a determination under paragraph (1) to refer charges to a court-martial for trial, the officer making that determination shall determine whether to refer such charges for trial by a general court-martial convened under section 822 of title 10, United States Code (article 22 of the Uniform Code of Military Justice), or a special court-martial convened under section 823 of title 10, United States Code (article 23 of the Uniform Code of Military Justice).

(3) A determination under paragraph (1) to cause charges to be preferred or refer charges to a court-martial for trial, as applicable, shall cover all known offenses, including lesser included offenses.

(4) The determination to cause charges to be preferred or refer charges to a court-martial for trial, as applicable, under paragraph (1), and the type of court-martial to which to refer under paragraph (2), shall be binding on any applicable convening authority for the referral of such charges.

(5) The actions of an officer described in paragraph (1) in determining under that paragraph whether or not to cause charges to be preferred or refer charges to a court-martial for trial, as applicable, shall be free of unlawful or unauthorized influence or coercion.

(6) The determination under paragraph (1) not to refer charges to a general or special court-martial for trial shall not operate to terminate or otherwise alter the authority of commanding officers to refer charges for trial by special court-martial under section 823 of title 10, United States Code (article 23 of the Uniform Code of Military Justice) or summary court-martial convened under section 824 of title 10, United States Code (article 24 of the Uniform Code of Military Justice), or to impose non-judicial punishment in connection with the conduct covered by such charges as authorized by section 815 of title 10, United States Code (article 15 of the Uniform Code of Military Justice).

(7) The determination under paragraph (1) to refer charges to a general or special court-martial shall not be subject to section 834 of title 10, United States Code (article 34 of the Uniform Code of Military Justice), provided that the officer making the determination determines that—

(A) the specification alleges an offense under the Uniform Code of Military Justice;

(B) there is probable cause to believe that the accused committed the offense charged; and

(C) a court-martial would have jurisdiction over the accused and the offense.

(8) The convening authority shall not concurrently or subsequently serve as counsel or supervisory counsel in the same case in the case in which he or she served as the convening authority.

(e) **CONSTRUCTION WITH CHARGES ON OTHER OFFENSES.**—Nothing in this section shall be construed to alter or affect the referral, disposition, or referral authority of charges under chapter 47 of title 10, United States Code (the Uniform Code of Military Justice), that allege an offense for which the maximum punishment authorized under that chapter includes confinement for one year or less, except for the offenses of child pornography, negligent homicide, indecent conduct, indecent language communicated to any